

The Honorable James L. Robart

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MICROSOFT CORPORATION, a Washington  
corporation,

Plaintiff,

v.

MOTOROLA, INC., and MOTOROLA  
MOBILITY, INC.,

Defendants.

CASE NO. C10-1823-JLR

SUPPLEMENTAL DECLARATION OF  
NORMAN H. BEAMER IN SUPPORT  
OF MOTOROLA, INC. AND  
MOTOROLA MOBILITY, INC.'S  
REPLY TO MICROSOFT'S  
OPPOSITION TO MOTION TO  
DISMISS

**NOTED ON MOTION CALENDAR:  
Friday, January 7, 2011**

I, NORMAN H. BEAMER, hereby declare as follows:

1. I am one of the attorneys for Motorola, Inc. and Motorola Mobility, Inc. in this lawsuit. I am competent to testify, and make this declaration based on my own personal knowledge.

2. I submit this declaration in support of Motorola, Inc. and Motorola Mobility, Inc.'s Reply to Microsoft's Opposition to Motion to Dismiss.

3. Attached hereto as Exhibit 1 is a true and correct copy of the product information website for Microsoft Corporation's Xbox 360 4GB Console (the "Console"), including the "Overview" and "What You Get" portions of the website describing the product. The page is publicly available at <http://www.xbox.com/en-US/Xbox360/Consoles/Systems/Xbox3604gb> (last visited Jan. 6, 2011). Upon information and belief, this product information website lists the

SUPPLEMENTAL DECLARATION OF NORMAN H.  
BEAMER IN SUPPORT OF MOTOROLA, INC. AND  
MOTOROLA MOBILITY, INC.'S REPLY TO MICROSOFT'S  
OPPOSITION TO MOTION TO DISMISS - 1  
CASE NO. C10-1823-JLR

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SUMMIT LAW GROUP PLLC  
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SEATTLE, WASHINGTON 98104-2682  
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1 Console's retail price at \$199.99. Upon information and belief, the Console includes "[b]uilt in  
2 Wi-Fi" technology that is "[c]ompatible with b/g/n networks."

3 4. Attached hereto as Exhibit 2 is a true and correct copy of the product information  
4 website for Microsoft Corporation's Xbox 360 Wireless N Networking Adapter (the "Adapter").  
5 The page is publicly available at [http://www.xbox.com/en-US/Xbox360/Accessories/  
6 CablesNetworking/Xbox360WirelessNNetworkingAdapter](http://www.xbox.com/en-US/Xbox360/Accessories/CablesNetworking/Xbox360WirelessNNetworkingAdapter) (last visited Jan. 6, 2011). Upon  
7 information and belief, this product information website lists the Adapter's retail price at \$99.99.  
8 Upon information and belief, the Adapter incorporates the "Highest Wireless N technology  
9 standard" and "[w]orks great with existing 802.11g and 802.11b wireless routers and access  
10 points."

11 5. Attached hereto as Exhibit 3 is a true and correct copy of Research in Motion  
12 Limited and Research in Motion Corporation's Complaint in *Research in Motion Ltd. v. Motorola,  
13 Inc.*, Docket Entry 1, No. 08-cv-00284K (N.D. Tex. Feb. 16, 2008).

14 6. Attached hereto as Exhibit 4 is a true and correct copy of the Declaration of Brian  
15 Blasius, *Research in Motion Ltd. v. Motorola, Inc.*, No. 08-cv-0284K, Docket Entry 33-3 (N.D.  
16 Tex. Apr. 10, 2008).

17 7. Attached hereto as Exhibit 5 is a true and correct copy of Dr. Herbert R. Putz and  
18 Panonia Realty Corporation's Complaint in *Putz v. Golden*, No. 10-cv-00741JLR, Docket Entry 1  
19 (W.D. Wash. Apr. 30, 2010).

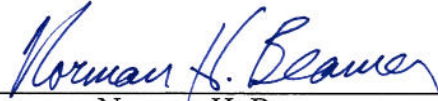
20 8. Attached hereto as Exhibit 6 is a true and correct copy of Michael H. Golden and  
21 Suzanne C. Golden's Motion to Dismiss Plaintiffs' Complaint in *Putz v. Golden*, No. 10-cv-  
22 00741JLR, Docket Entry 10 (W.D. Wash. July 15, 2010).

23 9. Attached hereto as Exhibit 7 is a true and correct copy of Michael H. Golden and  
24 Suzanne C. Golden's Reply to the Plaintiffs' Opposition to the Motion to Dismiss Plaintiffs'  
25 Complaint in *Putz v. Golden*, No. 10-cv-00741JLR, Docket Entry 22 (W.D. Wash. Sept. 3, 2010).  
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1           10. Attached hereto as Exhibit 8 is a true and correct copy of Broadcom Corporation's  
2 Second Amended Complaint in *Broadcom Corp. v. Qualcomm Inc.*, Docket Entry 106, No. 05-cv-  
3 3350MLC (D.N.J. Nov. 2, 2007).

4           I declare under penalty of the laws of perjury that the foregoing is true and correct.

5           DATED this 7th day of January, 2011, at East Palo Alto, California.

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Norman H. Beamer

**CERTIFICATE OF SERVICE**

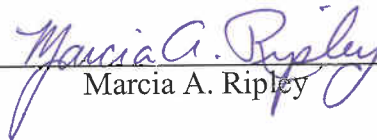
I hereby certify that on this day I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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DATED this 7th day of January, 2011.

  
Marcia A. Ripley